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I hereby certify that this **COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE** for Serial No. 09/894,090 is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on April 13, 2005.

By: Barbara Brazier
Barbara Brazier

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : TENG et al.
FOR : **SYSTEM AND METHOD FOR AVOIDING DEADLOCK SITUATIONS DUE TO PSEUDO-DELETED ENTRIES**
SERIAL NO. : 09/894,090
FILED : June 28, 2001
EXAMINER : Brian D. Goddard
ART UNIT : 2171
CONFIRMATION NO. : 5345
LAST OFFICE ACTION : January 29, 2004
ATTORNEY DOCKET NO. : **SVL920010011US1**
Cleveland, OH 44114

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

MAIL STOP Issue Fee
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants gratefully acknowledge the indication as to the allowance of the present application.

However, applicants respectfully submit the Statements of Reasons for Allowance are, in and of themselves, inappropriate. It is noted that the reasons for allowance are

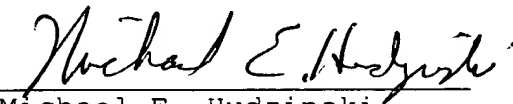
only warranted in instances in which "the record of the prosecution as a whole does not make clear his or her reasons for allowing a claim or claims." (37 CFR §1.104(e)(2001)). In the present case, applicants believe the record as a whole does make the reasons for allowance clear and, therefore, no statement by the Examiner is necessary or warranted. Furthermore, the applicants do not necessarily agree with each statement in the reasons for allowance.

Specifically, it has been indicated that the claims are allowed by importing interpretations into the claims in relation to the prior art that results in a potential imprecise and/or inaccurate understanding of the reasons. This places an unwarranted interpretation upon the claims. Such a characterization of the claims does not properly take into account applicants' claimed invention as reflected in the specification and the applicants' responses to the Examiner's Office Actions.

Therefore, while applicants believe the claims are allowable, applicants do not acquiesce that patentability resides in only the features, exactly as expressed in the claims, nor that each feature is required for patentability.

Respectfully submitted,

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